

NOTICE OF SPECIAL ELECTION
TO BE HELD IN THE CITY OF ELGIN, OREGON, June 3, 1952

NOTICE is hereby given that, pursuant to Ordinance No. 3, Series 1952, passed by the Common Council of the City of Elgin on the 14th day of May, 1952, and approved by the Mayor of said city on the same date, a special city election will be held on Tuesday, the 3rd day of June, 1952, from the hour of eight o'clock A. M. to the hour of eight o'clock P.M. of said day, at the City Hall in Elgin, Oregon, and at said special election the following proposed charter amendment to the charter of said city, authorizing a sewer system and sewage disposal plant and a bond issue therefor, will be submitted to the legal voters of said city, to whom it has been referred by the Common Council of said city for their approval or rejection, to wit:

CHARTER AMENDMENT SUBMITTED TO THE VOTERS BY THE COUNCIL

An Act to amend an act entitled "An act to incorporate the town of Elgin, in Union County, State of Oregon," as amended, by adding a new chapter thereto authorizing, empowering and directing the Common Council of the City of Elgin, Union County, Oregon, to construct, maintain and operate a sewer system and sewage disposal plant, both within and without the said city, for and on behalf of said city, with all appurtenances necessary, useful or convenient therefor, and to acquire any property, real or personal, rights of way, easements or licenses that may be necessary, useful or convenient in connection therewith; and further authorizing and empowering the Common Council to issue and sell general obligation bonds of the said city in a sum not in excess of \$200,000.00; and further authorizing and empowering the Common Council to establish such sewer user charges, sewer connection charges, and assessments upon real property as shall be deemed necessary by said Common Council to provide principal and interest payments on said bonds; and further authorizing and empowering said Common Council to include in its general municipal tax levy each year a sufficient special levy to raise an amount which, together with other available funds, shall be sufficient to meet interest and principal payments on such bonds when due; the payment of said bonds to be additionally secured by application of the net revenue of the said city's Water Fund available for such purpose.

THE PEOPLE OF THE CITY OF ELGIN DO ORDAIN AS FOLLOWS:

Be It Enacted by the legal voters of the City of Elgin, Oregon, that an act to amend an act entitled "An Act to incorporate the town of Elgin, in Union County, State of Oregon, as amended, be amended by adding a new chapter thereto as follows:

Section 1. The Common Council of the City of Elgin, Union County, Oregon, is hereby authorized, empowered and directed to construct, maintain and operate a sewer system and sewage disposal plant, both within and without the said city, for and on behalf of said city, with all appurtenances necessary, useful or convenient therefor, and to acquire any property, real or personal, rights of way, easements or licenses that may be necessary, useful or convenient in connection therewith.

Section 2. For the purpose of providing sufficient funds for the payment for and carrying forward the foregoing project, as set out in Section 1 hereof, the Common Council of the said city is authorized, empowered and directed to issue and sell as shall be deemed expedient, convenient and necessary, general obligation bonds of the City of Elgin, Union County, Oregon, in a sum not in excess of \$200,000.00, and to use the proceeds of said bonds for the completion of said project.

Section 3. The bonds hereby authorized shall be general obligation bonds of the said city, and to mature within 25 years from the date of issue thereof, and may be in such form and of such denomination, due dates, interest payment dates, place of payment, and bear such callable features and provisions as the said Common Council may deem most likely to enhance their value and insure their saleability. Said bonds shall be sold for not less than 98 per centum of their par value and accrued interest, and said bonds shall bear a rate of interest not greater than four per cent per annum.

Section 4. The said Common Council is directed to establish and maintain from time to time such sewer user charges, sewer connection charges, and assessments on real property as will produce sufficient funds to pay the principal and interest of the bonds sold as aforesaid, and to maintain and operate said project. Said funds shall be used for no other purpose so long as any of the bonds hereby authorized are outstanding.

Section 5. As additional security for the payment of the bonds hereby authorized, said Common Council is authorized and empowered, in its discretion, to apply on said bonds the net revenues of said city's water fund arising from the operation of said city's water system, remaining after deducting the expenses of maintenance and operation, repair or improvement of its said water system, and payments on principal and interest of present bonded indebtedness of said water system and principal and interest of any water fund bonds which said city may hereafter issue.

Section 6. Should the said sewer user charges and sewer connection charges and assessments on real property and said available net revenues of the city's water fund be insufficient therefor, the Common Council of the City of Elgin, Union County, Oregon, is hereby authorized and empowered and directed to include in its general municipal tax levy each year such sufficient special levy as shall aggregate, together with the aforementioned charges, assessments and net water fund revenues that are available, an amount sufficient to pay the interest on said bonds, and to pay the principal of said bonds upon the maturities thereof as issued, without regard to other present provisions of the Charter of said city.

Section 7. The indebtedness authorized by this amendment to the Charter of said city is in addition to all other indebtedness authorized by the Charter of said city.

BE IT FURTHER RESOLVED that the ballot title to the above Act and to the amendment aforesaid shall be as follows:

An Act to amend the Charter of the City of Elgin, Oregon, by adding a new chapter thereto authorizing the Common Council to construct, maintain and operate a sewer system and sewage disposal plant, to acquire any property in connection therewith, to issue and sell general obligation bonds of said city in a sum not in excess of \$200,000.00, to establish sewer user and sewer connection charges, and assessments upon real property, to include, if necessary, in said city's municipal tax levy a special levy to pay interest and principal of said bonds, and to apply net water fund revenues.

SHALL SAID PROPOSED AMENDMENT BE ENACTED? Vote Yes or No

No. 100 YES

No. 101 NO

Dated this 15th day of May, 1952.

A. P. MILLER, City Recorder

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